

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

WALLEN YEP & YONG SUN YEP,

No. C 12-3173 SI

Plaintiffs,

**ORDER TO SHOW CAUSE WHY CASE
SHOULD NOT BE DISMISSED FOR
FAILURE TO PROSECUTE**

v.

WELLS FARGO BANK, *et al.*,

Defendants.

Defendant Wells Fargo has filed a motion to dismiss, and a hearing on that motion is scheduled for September 7, 2012. Plaintiffs' opposition to the motion was due on August 13, 2012. Plaintiffs did not file an opposition, nor did plaintiffs request an extension of time.

Accordingly, plaintiffs are ORDERED TO SHOW CAUSE in writing no later than **August 31, 2012**, why this case should not be dismissed without prejudice for failure to prosecute. *See* Fed. R. Civ. Proc. 41(b). If plaintiffs respond to this Order and wish to proceed with this lawsuit, the Court will set a new briefing schedule and hearing date on defendant's motion to dismiss. The September 7, 2012 hearing is VACATED.

IT IS SO ORDERED.

Dated: August 23, 2012



SUSAN ILLSTON
United States District Judge